

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR		AT	ATTORNEY DOCKET NO.	
PAZELE, OBZ	16/16/97	26年1月1日1日1日		/v (c)	107 705 %	
T MANNER AND WITCOFF LID		HZ12/0930	一	EXAMINER MARCI I NELLI		
HUMI G STREET MANHINGTON DI		7		ADT HAUT	PAPER NUMBER	
ACTACLE TO A TEC		<i>/</i>		ART UNIT	1—	
				DATE MAILED:	13 9/30/01 SUN 10/01/01 MO	

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

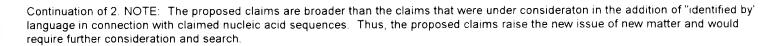
Advisory Action

Application No.	Applicant(s)		
09/335,032	VELCULESCU ET AL.		
Examiner	Art Unit		
James Martinell	1633		

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 12 September 2001 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

Exan	ination (RCE) in compliance with 37 CFR 1.114.	,
	PERIOD FOR REPLY [check either a) or b)]	
a) [b) [The period for reply expires 3 months from the mailing date of the final rejection. The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE 706.07(f).	he final rejection.
have be 37 CFF (b) abo	tensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.13 ten filed is the date for purposes of determining the period of extension and the corresponding amount of the filed. 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the ve. if checked. Any reply received by the Office later than three months after the mailing date of the final reject patent term adjustment. See 37 CFR 1.704(b).	ee. The appropriate extension fee under the final Office action; or (2) as set forth in
1.	A Notice of Appeal was filed on Appellant's Brief must be filed within the per 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal or	
2. 🔯	The proposed amendment(s) will not be entered because:	
(8) \boxdot they raise new issues that would require further consideration and/or search (s	ee NOTE below);
(t) they raise the issue of new matter (see Note below);	
(0) they are not deemed to place the application in better form for appeal by mate issues for appeal; and/or	rially reducing or simplifying the
(0) \square they present additional claims without canceling a corresponding number of fi	nally rejected claims.
	NOTE: See Continuation Sheet.	
3.🖸	Applicant's reply has overcome the following rejection(s): <u>none.</u>	
4.	Newly proposed or amended claim(s) would be allowable if submitted in a secanceling the non-allowable claim(s).	parate, timely filed amendment
5.[•]	The a) \square affidavit, b) \square exhibit, or c) \boxtimes request for reconsideration has been consi application in condition for allowance because: <u>See Continuation Sheet</u> .	dered but does NOT place the
6.	The affidavit or exhibit will NOT be considered because it is not directed SOLELY raised by the Examiner in the final rejection.	to issues which were newly
7.🖸	For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) explanation of how the new or amended claims would be rejected is provided belo	
	The status of the claim(s) is (or will be) as follows:	
	Claim(s) allowed: <u>none</u> .	
	Claim(s) objected to: none	
	Claim(s) rejected: <u>32-37,43 and 44</u> .	
	Claim(s) withdrawn from consideration: <u>1-31 and 38-42</u> .	
8.	The proposed drawing correction filed on is a) _ approved or b) _ disapp	roved by the Examiner.
9.	Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)	·
10.	Other:	
		James Martinell Primary Examiner Art Unit 1633



Continuation of 5, does NOT place the application in condition for allowance because: of the reasons already of record. Applicants/rarguments in connection with the rejection under 35 USC 101 are not convincing because applicant points to no specific utility.

JAMES MARTINELL, Ph.D. SÉNIOR LEVEL EXAMINER